

Exhibit 5

ORAL DEPOSITION OF STEPHANIE KINGREY

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

STEPHEN MCCOLLUM, et al,
Plaintiffs,

V.

BRAD LIVINGSTON, et al,
Defendants.

C.A. No. 3:12-CV-02037

ORAL DEPOSITION OF

STEPHANIE KINGREY

November 22, 2013

ORAL DEPOSITION OF STEPHANIE KINGREY, produced as a witness at the instance of the Defendant University of Texas Medical Branch and duly sworn, was taken in the above-styled and numbered cause on the 22nd of November, 2013, from 12:09 p.m. to 3:25 p.m., before DEBRA L. MCGREW, CSR in and for the State of Texas, reported by machine shorthand at the offices of Edwards Law, 1101 E. 11th Street, Austin, Texas, pursuant to the Federal Rules of Civil Procedure.

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1 when he lived in -- at the Bonham facility about
2 anything related to prison?

3 A. No.

4 Q. Do you recall if he claimed -- if he complained
5 about the air-conditioning while he was at Bonham?

6 A. Not to my knowledge, no.

7 Q. And when he went to live at the Bonham unit,
8 was he -- was he obese at that time?

9 A. Yes.

10 Q. And so your testimony is that, prior to him
11 going to the Bonham unit, you had no -- you had no idea
12 if he had any psychiatric problems?

13 A. Right.

14 Q. Did you ever learn that he had some psychiatric
15 problems?

16 A. No.

17 Q. Well, when did he get out of the Bonham unit,
18 approximately?

19 A. Around 2007, I believe, or 2008.

20 Q. And when he -- was he married when he got out
21 of Bonham?

22 A. No.

23 Q. Where did he go to live after that?

24 A. That's when me and my brother took him to Care
25 Center Ministries.

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1 A. Not at that point, no.

2 Q. As far as you know, did he ever take any
3 medications for diabetes?

4 A. Not that I know of.

5 Q. Do you know -- are you aware of him ever being
6 diagnosed with diabetes?

7 A. He told me before he went in to Waco that he
8 was a diabetic.

9 Q. And was that a surprise to you?

10 A. No, because it runs in the family.

11 Q. Okay. And did you ask him whether he was
12 taking any medication for that?

13 A. No.

14 Q. Did you have any concerns about how he might
15 pay for medication for that diabetes?

16 A. My guess?

17 Q. Uh-huh.

18 A. Yeah.

19 Q. I'm sorry?

20 A. Yes.

21 Q. You --

22 A. I didn't know how he would pay for it if he had
23 to.

24 Q. Okay. And did you ever ask him, Hey, Dad,
25 you're not working, how are you paying for your diabetes

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1 A. No.

2 MS. COOGAN: I'm going to pass the
3 witness.

4 MR. STONE: Do you want to take lunch
5 right now? Do you mind if we take a lunch break?

6 MR. MEDLOCK: If that's what y'all would
7 prefer.

8 MS. COOGAN: Okay.

9 (Lunch recess from 1:24 to 2:43).

10 EXAMINATION

11 BY MR. STONE:

12 Q. Hi, Ms. McCollum.

13 A. Hello.

14 Q. Do you understand that you're under oath today?

15 A. Yes.

16 Q. Is this your first deposition?

17 A. No.

18 Q. How many depositions have you participated in
19 before?

20 A. One other.

21 Q. What was that deposition about?

22 A. The wreck my dad was in.

23 Q. And when was that?

24 A. When was --

25 Q. What year was that?

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1 A. 2010. We just did the deposition, though, a
2 few weeks ago.

3 Q. Okay. So you've already kind of got a little
4 bit of experience going through this, especially
5 recently, right?

6 A. Uh-huh, yes.

7 Q. So you understand that you've sworn an oath to
8 tell the truth today --

9 A. Yes.

10 Q. -- and that any testimony you give that's not
11 honest you could be subject to sanctions for?

12 A. Right, yes.

13 Q. Consequences if you lie?

14 A. Yes.

15 Q. Okay. You mentioned earlier in your
16 testimony -- well, before I ask that -- strike that.

17 Is there any testimony that you've given
18 so far that you'd like to change right now --

19 A. No.

20 Q. -- during this deposition?

21 No. Okay.

22 You testified earlier that diabetes runs
23 in your family, right?

24 A. Yes.

25 Q. Do you have diabetes?

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REPORTER'S CERTIFICATION
ORAL DEPOSITION OF
STEPHANIE KINGREY
November 22, 2013

I, Debra L. McGrew, Certified Shorthand
Reporter in and for the State of Texas, hereby certify
to the following:

That the witness, STEPHANIE KINGREY, was duly
sworn by the officer and that the transcript of the oral
deposition is a true record of the testimony given by
the witness;

I further certify that pursuant to FRCP Rule
30(f)(1) that the signature of the deponent:

_____ was requested by the deponent or a party
before the completion of the deposition and returned
within 30 days from date of receipt of the transcript.
If returned, the attached Changes and Signature page
contains any changes and the reasons therefor;

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1 __X__ was not requested by the deponent or a
2 party before the completion of the deposition.

3 I further certify that I am neither attorney
4 nor counsel for, related to, nor employed by any of the
5 parties to the action in which this testimony was taken.
6 Further, I am not a relative or employee of any attorney
7 of record in this case, nor am I financially or
8 otherwise interested in the outcome of the action.

9 Subscribed and sworn to on this the 9th day of
10 December, 2013.

11
12
13
14 Debra L. McGrew, Texas CSR #1573
15 Expiration Date: 12/31/2014
16 Sunbelt Reporting & Litigation Services
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